Docket No.: 062386-0015

IN THE UNITED STATE PATENT AND TRADEMARK OFFICE BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of : Customer Number: 20277

WAYNE D. COMPER : Confirmation Number: 2638

Application No.: 09/893,346 : Tech Center Art Unit: 1648

Filed: June 28, 2001 : Examiner: S. S. Brown

For: METHOD FOR KIDNEY DISEASE TREATMENT BY DRUG INTERVENTION

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated June 1, 2005 of the

Primary Examiner finally rejecting claims 1-5, 7-14, 16, 17, 20, 22, 23, 25 and 26.

Appeal Fee:	\$ <u>250.00</u>
	Not required (fee paid in prior appeal in this application).
\boxtimes	Charge to Deposit Account No. 500417.
	Check Enclosed.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP 9989334

Judith L. Toffenetti Registration No. 39,048

Please recognize our Customer No. 20277 as our correspondence address.

600 13th Street, N.W. Washington, DC 20005-3096 Phone: 202.756.8000 JLT:ajb

Facsimile: 202.756.8087 **Date: December 1, 2005**